

Informal Translation of
The Boundary Demarcation and Survey Law
(Pyidaungsu Hluttaw Law No. 11)
(March 25th, 2019)

The Pyidaungsu Hluttaw hereby enacts this Law.

Chapter (I)

Title, Enforcement and Definition

1. This law shall be called the **Boundaries Demarcation and Surveying Law, 2019**.
2. This law shall come into force on the designated date by notification of the President.
3. The following expressions contained in this Law shall the meanings given hereunder:
 - a. **Boundary** means limit of an area demarcated on the ground by this Law.
 - b. **Survey-mark or Boundary-mark** means any pillar, pipe, post or other mark erected or placed above or inside the boundary line and above or below the surface on which surveying have been done by Demarcation-officer or by the of Department of Agricultural Land Management and Statistics or by any Government Survey Department or any Government Organization.
 - c. **Deeds** means a document that is intended to be used to mark or to convey something either by text, number or mark written or description in one way or another on an object. In this expression, includes Will, Court Degree or Order, Agreement, Contract, Bond and other documents or marks.
 - d. **Demarcation-officer** means an officer assigned to demarcate and erect Survey-marks or Boundary-marks in accordance with this Law.
 - e. **Boundary-officer** means an officer assigned to verify the demarcated boundary on the ground in accordance with this Law.
 - f. **Notification** means a formally filed advertisement that is intended to be made public or relevant.
 - g. **Organization** means Government Department, Government Organization, Non-Government Organization, Company or Association.

Chapter (II)

Objectives

4. The objectives of this Law are as follows:
 - a. Demarcating, Surveying and Revising of the boundaries of **Kwins** and **blocks** which are situated in the Union Territory, Region or State, Self-Administered Division or Self-Administered Zone, District, Township, Town, Ward, Village-tract and Village in accordance with the existing Laws in the country.
 - b. To maintain the erected Survey-marks or Boundary-marks, not to be injured or altered.
 - c. To survey, fix and repair the erected Survey-marks or Boundary-marks which have been demarcated, if there is any damage caused by weather or natural disaster or any other cause.

Chapter (III)

Demarcation, Surveying and Boundary Revision

5. The boundaries of the Union Territory, Region or State, Self-Administered Division or Self-Administered Zone and the boundaries of District, Township, Town, Ward, Village-tract and Village are as determined in accordance with the existing laws.
6. Demarcating, Surveying and boundary Revision of the following boundaries shall be in accordance with this Law:
 - a. Boundaries of the Township, Town, Ward, Village-tract and Village which had been compiled with the provisions of the Constitution,
 - b. Boundaries of the **Kwins** or **Blocks** of the Town, Ward or Villages,
 - c. Boundaries of the **Holdings** or **Parcels** within the boundaries under sub-section (b).

Chapter (IV)

Appointment of Boundary Officer, Demarcation Officer and their duties

7. (a) Revision of the boundaries of Village, Village-tract, Ward, Town, Township or District of the Union Territory or to carry out rural land and townland surveys in Village, Village-tract,

Ward or Towns of the Union Territory, the President may appoint Boundary-officer and Demarcation-officer.

(b) For the following issues, the President or the person on behalf may act in accordance with the provisions of the Constitution and then may appoint the Boundary-officer and Demarcation-officer for the field work:

(1) Issue arises to revise boundaries of a Region or State.

(2) Issue arises to revise boundaries of village, village-tract, ward, town, township, or district in the relevant Region, State, Self-Administered Division or Self-Administered Zone by the recommendation of concerned chief minister.

(c) The President or the person on behalf may appoint Boundary-officer and Demarcation-officer for the issue of town land and village land surveys in the town, ward, village-tract, village of the relevant Region, State, Self-Administered Division or Self-Administered zone by the recommendation of the chief minister of the concerned Region or State.

(d) In assigning duties under sub-section (a), (b), (c) :

(1) For Townships except in the City Development Area of Nay Pyi Taw, Yangon and Mandalay, the relevant Township Head of the Department of Land Administration and Statistics, who has certificate of Officers' Training or certificate of Advanced Survey Training, shall be assigned as Demarcation-officer. For the townships of Nay Pyi Taw, Yangon and Mandalay City Development Areas, the relevant Head of the Department of Urban Planning and Land Administration shall be assigned as Demarcation-officer.

(2) The relevant Township Head of the Township General Administration Department shall be assigned as Boundary-officer.

Duties and Powers of Demarcation-officer

8. The followings are duties and powers of Demarcation-officer:
 - a. The Demarcation-officer may enter upon the specified land and make all enquiries and do all other things necessary for demarcating the boundaries of the said land.
 - b. If necessary, to check the boundaries on the specified land and the contiguous land, the Demarcation-officer may call upon any person or any organization employed on or connected with the management of such land by the assistance of the Ward/Village-tract Administrator.

- c. For the purpose of demarcation of specified land, Demarcation-officer may coordinate with the Ward/Village-track Administrator to be served on any owner or occupier to clear any boundary line or along other line which it may be necessary to clear for demarcation by cutting down and removing any trees, flowers, jungle, fences or standing crops or to provide labor to assist in the demarcation of such land or to appoint a suitable person for this purposes.
- d. The Demarcation-officer shall determine and record the value of damage of any trees, flowers, jungle, fences, or standing crops which may have been cut down or removed along the boundary line and submit a report to the Boundary-officer.
- e. Any disputes arising in respect of the matters under Sub-section(d), The Demarcation-officer shall report to the Boundary-officer for the decision.
- f. Demarcation-officer may call upon any person to give any information on the boundaries of land or in whose possession or any document relating to such boundaries.
- g. The Demarcation-officer shall publish a general notice addressed to all persons owning, occupying, or otherwise interested in the said land and the land marching there with, and to all persons or organizations employed on or connected with the management of such land. The Demarcation-officer may assign the duty to the Ward/Village Tract administrator to put this general notice on the said land and on the notice board of Ward/Village-tract Administration Office.
- h. The Demarcation-officer may coordinate with the relevant Ward/ Village-tract Administrator for the purpose of pointing out the boundaries and of rendering such aid as may be necessary in setting up or repairing the boundary marks and of affording such other assistance and information from the persons or organizations as may be needed for the purpose of the demarcation on the specified date and time mentioned in the notice.
- i. After making such enquiry and mark out the boundaries of the land, the Demarcation-officer may coordinate with the owners or occupiers of the land, to be able to erect necessary survey-marks or boundary-marks.
- j. If it is impossible to determine who owns the such land and could not determine the boundaries, the Demarcation-officer submit a report to Boundary-officer.

- k. The Demarcation-officer shall submit a completed report which includes own opinion and recommendations through the Boundary-officer.
- l. If there exists reliable evidence to revise the boundary, it shall be included in the report presented under sub-section(k).

Duties and Powers of Boundary-officer

9. The followings are duties and powers of Boundary-officer:
 - a. Subject to the Section-7, Sub-section (b), Sub-sections (1) and (2), conducting field works for revision of boundaries will be carried out by coordinating with concerned departments and organizations.
 - b. Boundary-officer approves the value of damage of any trees, flowers, jungle, fences, or standing crops which may have been cut down or removed along the boundary line or other line, which is submitted by the Demarcation-officer and forward it to Nay Pyi Taw Council or relevant Region or State Government.
 - c. The Boundary-officer make decisions on claims relating to the matters under Sub-session (b). For non-judgement matters by him shall be reported to the Nay Pyi Taw Council or the relevant Region or State Government.
 - d. In the report of the Demarcation-officer or in the course of an enquiry made by himself, if it is shown that possession has been obtained by wrongful dispossession of the lawful occupants of the land within the period of 90 days, previous to the commencement of the enquiry, the Boundary-officer shall put the person so dispossessed in possession and shall then fix the boundary accordingly.
 - e. The Boundary-officer shall, on receipt of the report of the Demarcation-officer, cause a general notice to be published through relevant Ward/Village-tract Administrator, informing all persons concerned that such report is open to inspection, and requiring any person who may have any objections to make thereto to submit a written statement of such objections within 30 days from the date of the publication of such notice.
 - f. The Boundary-officer shall reject any statement of objection after the expiration of the said period of 30 days and if there is any, submit a report to the Nay Pyi Taw Council or the relevant Region or State Government.

- g. For the purpose of boundary verification, the Boundary-officer shall, in addition to the powers conferred specially by this Law, have all the powers of a Demarcation-officer to summon and enforce the attendance of witnesses and compel the presentation of documents and deeds.
- h. By the report of the Demarcation-officer or in the course of an enquiry made by himself, if the Boundary-officer is unable to satisfy himself as to which party is in possession, the Boundary-officer shall review the enquiries made and fix the boundary by negotiating with the party in possession.
- i. If there are disputes over the demarcated boundaries, the Boundary-officer shall forward the disputes to Nay Pyi Taw Council or relevant Region and State Government for the final decision.

Chapter (V)

Erection and Maintenance of Boundary-marks

- 10. Once the boundaries have been marked out, the Demarcation-officer may cause Survey-marks or Boundary-marks to be erected along the boundary by the owners or occupiers of the land.
- 11. After determination of a boundary and erections of Survey-marks or Boundary-marks along such boundary have been completed, the demarcation process is final and it is not open to appeal.
- 12. The Demarcation-officer shall assign land owners or occupiers to preserve or maintenance of the Survey-marks or Boundary-marks which have been erected on the boundary of his or her land or along the boundary line.
- 13. It shall be the duty of every Ward/Village-tract Administrator and of every owner or occupier of the land to prevent the destruction, injury, lost or alteration of any Survey-mark or Boundary-mark within the local limit of his jurisdiction or on or within the land owned or occupied by him.
- 14. The relevant Ward/Village-tract Administrator, whenever he becomes aware by himself or by other means that any such Survey-mark or Boundary-mark has been moved, destroyed, injured, lost, altered and obscurity of some markings on it, in any case, it shall be reported to the Township Administrator as soon as possible.

15. Subject to the matter of Section (14), the relevant Township Administrator shall make field inspection and assign the duty to the concerned Ward/ Village-tract Administrator to be able to take action in accordance with the law based on his findings.
16. Any such Survey-mark or Boundary-mark has been injured, lost or needed to repair due to bad weather, natural disaster or any other cause, it shall be reported to the relevant Township Administrator by an owner or occupier of the land or concerned Ward/Village-tract Administrator.
17. Whenever the Township Administrator becomes aware that any mark erected under this Law within the local limits of his jurisdiction has been injured, removed or requires repairs may cause such mark to be re-erected, restored or repaired and the persons who pays the expense must be identified.

Chapter (VI)

Prohibitions

18. No-one willfully obstructs, threatens or harms the Demarcation-officer in doing any of the acts authorized under Section 8, Sub-section (a) or Sub-section (b) of this Law.
19. No-one willfully obstructs, threatens or harms the Boundary-officer in doing any of the acts authorized under Section 9, Sub-section (d) or Sub-section (g) of this Law.
20. No one has been allowed to remove, or alter or destroy, or otherwise obscure any marks on it, of any erected survey or boundary mark without permission.

Chapter (VII)

Offenses and penalties

21. Any person who is found guilty of violating any provision of under section 18 or section 19, shall be punished with imprisonment of not more than six months or shall be liable to fine of not more than one hundred thousand kyats or both penalties shall be imposed.
22. Any person who is found guilty of violating any provision of under section 20, shall be punished with imprisonment of not more than two years or shall be liable to fine of not more than five hundred thousand kyats or both penalties shall be imposed.

Chapter (VIII)
MISCELLANEOUS

23. To carry out revision survey of land boundaries of individual or organizations which falls in the area of already surveyed towns, ward or village, needs to have permission of the relevant land administration department or higher authority of staff.
24. If Boundary Officer and Demarcation Officer submit the issues of under Section (9), Sub-section (c), (f), (h), (i) and Section (10), Nay Pyi Taw Council or relevant Region or State Government shall assign a suitable person or a group of persons to be able to work consistently. The expense of the demarcation process must be borne by the owners or occupiers of the demarcated land.
25. Every amount due under the provision of Section (24), shall be recovered by the Ward/Village-tract Administrator as if the same were an arrear of land revenue.
26. The offence filed under this Law is determined as cognizable offence.
27. In implementing the provisions contained in this Law:
- (a) The Ministry of Agriculture, Livestock and Irrigation may issue rules, regulations and by-laws with the approval of the Union Government if necessary;
 - (b) The Ministry of Agriculture, Livestock and Irrigation may issue the necessary notifications, orders, directives and procedures.
28. The Boundaries Act (India Act V, 1880, Vol X) is repealed by this Law.
- I hereby sign under the Constitution of the Republic of the Union of Myanmar.

Sd. Win Myint

President

The Republic of the Union of Myanmar